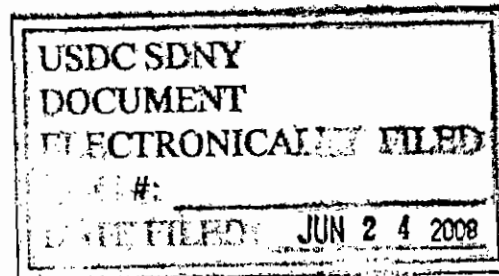


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June 23, 2008

*Via Facsimile Only*

The Honorable Laura Taylor Swain  
United States District Judge  
Southern District of New York  
United States Courthouse  
500 Pearl Street, Room 755  
New York, New York 10007

**MEMO ENDORSED**

Re: Lori Ostfeld v. Merrill Lynch & Co., Inc., Case No. 08 CV 03886 (LTS) (SDNY)

Dear Judge Swain:

This law firm represents Defendant, Merrill Lynch & Co., Inc. ("Merrill Lynch") in the above-entitled action. Pursuant to Rule 6(b) of the Federal Rules of Civil Procedure, Merrill Lynch respectfully requests an additional extension of time from June 23, 2008, until July 31, 2008, within which to answer, move or otherwise respond to the Amended Complaint in the action. Merrill Lynch previously requested a two-week extension of time and a 30 day extension of time within which to respond to the Complaint.

Merrill Lynch seeks this additional extension of time, with plaintiff's consent, because the parties have reached a settlement in principle of the case and need the additional time to reduce the settlement terms to writing.

*The request is granted.*

SO ORDERED.

Respectfully submitted,

*Emilia M. De Meo*

Emilia M. De Meo

*[Signature]* 6/23/08  
LAURA TAYLOR SWAIN

cc: *Alicia D. Silverstein, Esq.* DISTRICT JUDGE  
Counsel for Plaintiff  
(via facsimile only)